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JCS  
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Express Mail Label No. EL 707 605 941 US

11-13-00

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# UTILITY PATENT APPLICATION TRANSMITTAL (Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.  
00-8832

Total Pages in this Submission

## TO THE ASSISTANT COMMISSIONER FOR PATENTS

Box Patent Application  
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

INTERNET RADIO AND BROADCAST METHOD

and invented by:

Jeffrey R. BOULTER; and  
Todd M. BEAUPRE

If a CONTINUATION APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Enclosed are:

### Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 342 pages and including the following:
  - a. ☒ Descriptive Title of the Invention
  - b. ☒ Cross References to Related Applications (if applicable)
  - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
  - d. ☐ Reference to Microfiche Appendix (if applicable)
  - e. ☒ Background of the Invention
  - f. ☒ Brief Summary of the Invention
  - g. ☒ Brief Description of the Drawings (if drawings filed)
  - h. ☒ Detailed Description
  - i. ☒ Claim(s) as Classified Below
  - j. ☒ Abstract of the Disclosure

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09/709234

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**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

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**Application Elements (Continued)**

3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*  
a. ☒ Formal      b. ☐ Informal      Number of Sheets 3
4. ☒ Oath or Declaration  
a. ☒ Newly executed *(original or copy)*      ☐ Unexecuted  
b. ☐ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*  
c. ☐ With Power of Attorney      ☒ Without Power of Attorney  
d. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference *(usable if Box 4b is checked)*  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied  
under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby  
incorporated by reference therein.
6. ☐ Computer Program in Microfiche
7. ☐ Genetic Sequence Submission *(if applicable, all must be included)*  
a. ☐ Paper Copy  
b. ☐ Computer Readable Copy  
c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

8. ☐ Assignment Papers *(cover sheet & documents)*
9. ☒ 37 CFR 3.73(b) Statement *(when there is an assignee)*
10. ☐ English Translation Document *(if applicable)*
11. ☒ Information Disclosure Statement/PTO-1449      ☒ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Acknowledgment postcard
14. ☒ Certificate of Mailing  
☐ First Class      ☒ Express Mail *(Specify Label No.):* EL 707 605 941 US

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Small Entity)**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

Docket No.  
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Total Pages in this Submission

**Accompanying Application Parts (Continued)**

15. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16. ☒ Small Entity Statement(s) - Specify Number of Statements Submitted: 2
17. ☒ Additional Enclosures *(please identify below)*:

Power of Attorney from LAUNCH Media, Inc., Assignee of entire interest

**Fee Calculation and Transmittal**

**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	23	- 20 =	3	x \$9.00	\$27.00
Indep. Claims	3	- 3 =	0	x \$39.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$355.00
OTHER FEE (specify purpose)					\$0.00
TOTAL FILING FEE					\$382.00

- ☒ A check in the amount of \$382.00 to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 03-2030 *AT* as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_ as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: November 9, 2000

*Andrew S. Jordan*  
Signature

Andrew S. Jordan, Esq.  
Reg. No. 33,917  
Cislo & Thomas LLP  
233 Wilshire Blvd., Ste. 900  
Santa Monica, CA 90401-1211  
(310) 451-0647

CC:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re the application of:

**LAUNCH Media, Inc./Boulter et al.**

Serial Number: Filed herewith

Filed: Filed herewith

For: **INTERNET RADIO AND BROADCAST METHOD**

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BOX PATENT APPLICATION

Commissioner for Patents

Washington, D.C. 20231

### **CERTIFICATE OF MAILING BY EXPRESS MAIL**

Express Mailing Label No. EL 707 605 941 US

Deposited: November 9, 2000

Dear Sir:

Enclosed herewith are the following:

1. Patent Application Transmittal Letter (3 pages);
2. Check No. 1112 in the amount of \$382.00 for filing fees;
3. Patent Application (332 specification pages, 6 pages of claims, 1-page abstract, and 3 drawing pages, for a total of 342 pages);
4. Declaration for Patent Application (3 pages);
5. Power of Attorney (1 page);
6. Verified Statement Claiming Small Entity Status – Independent Inventor (2 pages);
7. Verified Statement Claiming Small Entity Status – Small Business Concern (2 pages);

8. Certificate Under 37 CFR 3.73(b) (1 page(s)) with copy of recorded Patent Assignment (6 pages);
9. Information Disclosure Statement (2 pages) with enclosed Information Disclosure Citation (Form PTO-1449, 1 page(s)) and 19 patent references; and
10. Acknowledgement Postcard.

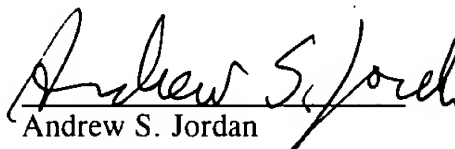
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail, Post Office to Addressee" service under 37 C.F.R., Section 1.10, on the date indicated above and is addressed to:

BOX PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231

Respectfully submitted,

CISLO & THOMAS LLP

Date: November 9, 2000

  
Andrew S. Jordan  
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Enclosures

As listed above  
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